

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**CELLULAR COMMUNICATIONS  
EQUIPMENT, LLC,**

**Plaintiff,**

**v.**

**SAMSUNG ELECTRONICS CO., LTD.,  
et al.,**

**Defendants.**

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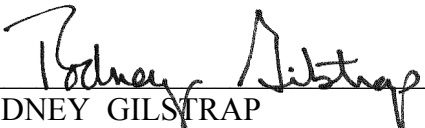
**CIVIL ACTION NO. 6:14-CV-759**

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED  
STATES MAGISTRATE JUDGE**

The Report and Recommendation of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of this action, has been presented for consideration. The Report and Recommendation (ECF 93) recommends that the Joint Motion to Dismiss Plaintiff's First Amended Complaint for Failure to State a Claim (ECF 37) be granted-in-part and denied-in-part. No written objections to the Report and Recommendation have been filed. Accordingly, the findings and conclusions of the Magistrate Judge are adopted as those of the Court. It is

**ORDERED** that the Joint Motion to Dismiss Plaintiff's First Amended Complaint for Failure to State a Claim (ECF 37) is **GRANTED-IN-PART** and **DENIED-IN-PART**.

**So ORDERED and SIGNED this 17th day of September, 2015.**

  
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RODNEY GILSTRAP  
UNITED STATES DISTRICT JUDGE